

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

SALVADOR PULIDO VALENCIA
and VICTOR HUGO SANTA CRUZ
BARRIGA,

Defendants.

NO: CR-12-2001-RMP-1
CR-12-2001-RMP-2

ORDER GRANTING DEFENDANT
BARRIGA'S MOTION TO SEVER
TRIAL

Pending before the Court is Defendant Victor Hugo Santa Cruz Barriga's motion to sever trial, ECF No. 69. Barriga contends that severance is necessary pursuant to *Bruton v. United States*.¹ The Government initially indicated in its response motion that severance was appropriate, ECF No. 73 at 5, but later argued that severance could be avoided by redaction.

¹ 391 U.S. 123 (1968).

1 The Court issued an Order dated July 24, 2012, in which it reserved ruling
2 on Barriga's motion to sever until the Government could submit a proposed
3 redaction. The Court set a deadline of August 3, 2012, for the Government to file
4 its proposed redaction. ECF No. 123 at 19.

5 The Government has not filed a proposed redaction. Accordingly, **IT IS**
6 **ORDERED** that Defendant Barriga's motion to sever trial, **ECF No. 69**, is
7 **GRANTED**.

8 The District Court Clerk is directed to enter this Order and provide copies to
9 counsel.

10 **DATED** this 6th day of September 2012.

11
12 *s/ Rosanna Malouf Peterson*

13 ROSANNA MALOUF PETERSON
14 Chief United States District Court Judge
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